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Atty. Dkt. No. 081583-0291

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bartnick et al.  
Title: METHOD FOR THE  
PRODUCTION OF NATURAL  
BOTANICAL EXTRACTS  
Appl. No.: 10/706,309  
Filing Date: 11/12/2003  
Examiner: Unknown  
Art Unit: 1761

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.  <u>Michelle Manning</u> (Printed Name)  <u>[Signature]</u> (Signature)  <u>March 15, 2005</u> (Date of Deposit)
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(iii) to submit copies of cited pending applications which are stored in the USPTO's Image File Wrapper (IFW) system. Applications filed on or after June 30, 2003, and international applications that have entered the national stage on or after June 30, 2003, have been or are being scanned into the IFW system. Accordingly, copies of these types of documents are not being supplied in connection with this

application. Reference is being made to OG Notice dated October 19, 2004, *Waiver of the Copy Requirement in 37 CFR 1.98 for Cited Pending U.S. Patent Applications*.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

#### **TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

#### **RELEVANCE OF EACH DOCUMENT**

English translations of the foreign-language documents are not readily available. However, English language abstracts of the foreign language documents are included for the foreign-language documents listed in the Form PTO 1449.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350.

Respectfully submitted,

Date March 15, 2005

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Form PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 081583-0291		SERIAL NO. 10/706,309	
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				APPLICANT Bartnick et al.			
				FILING DATE 11/12/2003		GROUP ART UNIT 1761	
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		4,440,796	4/3/1984	Lunder, et al.			
		4,552,776	11/12/1985	Tse			
		5,074,319	12/24/1991	White, et al.			
		5,338,554	8/16/1994	Vogt, et al.			
		6,013,304	1/11/2000	Todd			
		6,280,778	8/28/01	Gaudet, et al.			
<b>FOREIGN PATENT DOCUMENTS</b>							
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
		WO 93/25088	12/23/93	PCT			
		EP 0387649	9/19/90	EP			
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
		Pini, et al., "A Headspace Solid Phase Microextraction (HS-SPME) Method for the Chromatographic Determination of Alkylpyrazines in Cocoa Samples," <u>J. Braz Chem Soc.</u> , Vol 15, No. 2, pp. 267-271, 2004. Published by Sociedade Brasileira de Quimica, 2004.					
		Francisco Ruiz-Teran, et al., "Enzymatic Extraction and Transformation of Glucovanillin to Vanillin from Vanilla Green Pods," <u>J. Agric. Food Chem.</u> , Vol. 49, 2002, pp. 5207-5209.					
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>			
* <b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.							